

IN THE COURT OF THE II ADDL.DISTRICT & SESSIONS JUDGE,
KODAGU-MADIKERI (SITTING AT VIRAJPET)

S.C.No.5015/2022

PW:4

CW:4

Duly sworn on 23.06.2026

Name of the witness	B R Shetti
Father Name	B P Shetti
Age	60 years
Occupation	Advocate
Residence & Mobile Number	Virajpet

Examination-in-chief by Public Prosecutor:

1. I know PW.1 to 3 and CW.5. PW.2 and CW.5 are my clients.

On 25.07.2021 PW.2 came to my house and asked me to come to Chinivada property, CW.5 is also visiting as he is intended to purchase it. PW.1 to 3, myself and CW.5 visited the property, the labours have also joined there.

2. At around 11:30 a.m., Accused Nos. 1 to 4 arrived and presented themselves before the Court. The accused abused PWs 1 to 3, shouting, "*Sule makle, yake bandidira?*" (bastards, why have you come?). They then threatened to kill them if

3. they entered the property. Accused No. 1, armed with a *katti* (machete/knife), aimed at the neck of PW 1 with the intent to kill her. At that moment, PW 1 raised her left hand to block the blow, causing the weapon to strike her hand, resulting in injuries. Following this, Accused Nos. 2 and 3 assaulted PW 2 on the head. Specifically, Accused No. 2 assaulted her with a *katti*, while Accused No. 3 used MO 3 (Material Object 3) to strike her head. The accused explicitly threatened to kill PWs 1 to 3 if they ever entered the property.

4. We pacified the quarrel, and PW.1 and PW.2 went to the hospital for treatment. I have given a statement in this regard. The accused are present before the Court, and I identify them. The accused involved in the occurrence are appearing in Ex.P.2 and Ex.P.3 photographs. MO.1 to MO.3 are the weapons used by the accused persons, and MO.4 to MO.7 are the clothes belonging to PW.1.

Cross Examination: Sri.CKP Advocate for accused:

5. My office is situated in Virajpet. Begur is situated at a distance 20 km from my office. PW.2 and CW.5 have told me that, PW.2 would sell the property to CW.5. One week prior to incident, they have informed to me. We visited the place to inspect the property before starting sale negotiation. It is false to suggest that, before the incident, two Civil cases were filed against the accused, but which was filed subsequent to accused.

6. It is false to suggest that, during pendency of civil suit, the gift deed was executed by PW.2 in favour of PW.1. It is false to suggest that, I have drafted the gift deed. Both suits are pending. It is false to suggest that, OS No.45/2021 was dismissed. It is false to suggest that, after dismissal of suit, to give trouble to accused persons, visited their house. It is false

to suggest that, Criminal counter case was registered against me, but it was registered against others.

7. It is false to suggest that, PW.1 to 3, myself and CW.5 illegally trespassed into the land of accused and removed the fence. The quarrel was took place around half an house. I pacified the quarrel.

8. Myself and CW.5 pacified the quarrel. I did not informed the police, but compliant was filed by PW.1. I do not know where the complaint was given. It is false to suggest that, MO.1 to 3 are created for the case and same were not there in the spot with accused. It is false to suggest that, MO.4 to 7 are not belongs to PW.1. I am not appearing in Ex.P.2 and 3, the property details are not appearing in the said photos. It is false to suggest that, in my presence, no incident was took

place, the accused have not abused the PW.1 to 3 nor assaulted with MO.1 to 3.

9. I have not visited the hospital with PW.1 and PW.2. I do not remember the date of giving statement. The statement was given in the police station. I read the statement. It is false to suggest that, to harass the accused persons, and help my client PW.2 deposing falsely. It is false to suggest that, many cases are registered against PW.2 and I am conducting the cases.

Re- Examination: Nil.

(Typed to my dictation in the open court)

ROI & AC

Sd/-

II Addl.District & Sessions Judge,
Kodagu-Madikeri(Sitting at Virajpet)